



Atty. Docket No. EVE01 P-565 (SP-0649.1)

CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Assistant Commissioner for Patents, Washington D.C. 20231, on the date indicated below.

March 24, 1999
Date

Russell H. Toye, Jr.
Russell H. Toye, Jr.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

GROUP 1700

Applicant : John C. Nardi
Appln. No. : 09/213,544
Filing Date : December 17, 1998
For : ALKALINE CELL HAVING A CATHODE INCORPORATING
ENHANCED GRAPHITE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

#2
4-10-99

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97(b)

Pursuant to 37 CFR §§1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application or, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits.

A copy of the listed documents is submitted herewith along with Form PTO-1449. Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitutes "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

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Page : 2

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

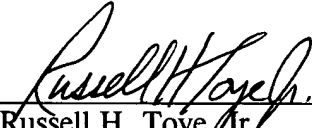
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 05-1325.

Respectfully submitted,

JOHN C. NARDI

By: Eveready Battery Company, Inc.

March 23, 1999.
Date



Russell H. Toye, Jr.
Registration No. 43 200
25225 Detroit Road
Post Office Box 450777
Westlake, Ohio 44145
(440) 835-7632

KTG/jrv

GP1745

Practitioner's Docket No. SP-0649. MAR 6 1999



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : John C. Nardi
Serial No. : 09/213544
Filed : December 17, 1998
For : ALKALINE CELL HAVING A CATHODE
INCORPORATING ENHANCED GRAPHITE

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GROUP 1700

**Assistant Commissioner for Patents
Washington, D.C. 20231**

Dear Sirs:

Enclosed please find the following documents for the referenced patent application:

1. Information Disclosure Statement Under 37 CFR §1.97(b)- 2 copies
 2. Form PTO-1449
 3. References
 4. Post Card
- #2